

1
2
3
4
5
6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE DISTRICT OF ARIZONA
8

9 Gerald Markham,) No. CV 16-134-TUC-JAS (JR)
10 Plaintiff,) **ORDER**
11 vs.)
12)
13 Pima County, et al.)
14 Defendants.)
15

16 Pending before the Court is a Report and Recommendation issued by Magistrate Judge
17 Rateau. In the Report and Recommendation, Magistrate Judge Rateau recommends denying
18 Plaintiff's motion for leave to amend his complaint. As the Court finds that the Report and
19 Recommendation properly resolved the motion, Plaintiff's objections are denied.¹

20 Accordingly, IT IS HEREBY ORDERED as follows:

21 (1) Magistrate Judge Rateau's Report and Recommendation (Doc. 107) is accepted and
22 adopted.

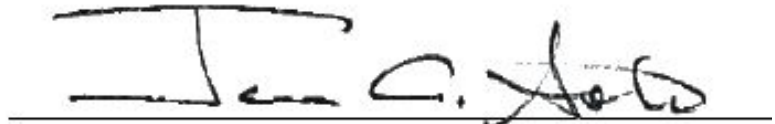
23 (2) Plaintiff's motion for leave to amend his complaint (Doc. 102) is denied.

24 (3) Plaintiff's motion for leave to file a reply (Doc. 112) is denied.
25

26
27 ¹The Court reviews de novo the objected-to portions of the Report and Recommendation.
28 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b). The Court reviews for clear error the unobjected-to
portions of the Report and Recommendation. *See Johnson v. Zema Systems Corp.*, 170 F.3d 734,
739 (7th Cir. 1999); *see also Conley v. Crabtree*, 14 F. Supp. 2d 1203, 1204 (D. Or. 1998).

1 (4) This case is referred back to Magistrate Judge Rateau for all pretrial proceedings and
2 report and recommendation in accordance with the provisions of 28 U.S.C. § 636(b)(1),
3 Fed.R.Civ.P. 72, and LRCiv 72.1, 72.2, and 72.3 of the Rules of Practice of the United
4 States District Court for the District of Arizona.

5
6 DATED this 11th day of April, 2018.

7
8
9
10 
11 James A. Soto
12 United States District Judge
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28